



STATE OF NEVADA

Department of Conservation & Natural Resources

Jim Gibbons, Governor

Allen Biaggi, Director

DIVISION OF ENVIRONMENTAL PROTECTION

Leo M. Drozdoff, P.E., Administrator

NOTICE OF PROPOSED ACTION

November 1, 2007

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of proposed action under the Nevada Revised Statutes. The Administrator has received an application for renewal of zero-discharge permit # NEV90049 from the following applicant:

Nevada Cogeneration Associates
420 N. Nellis Boulevard
A3-117
Las Vegas, NV 89110

Nevada Cogeneration Associates operates the Garnet Valley Cogeneration Facility located northeast of Las Vegas in Clark County. The cogeneration plant is rated at 85 megawatts and is fueled by natural gas to supply electricity to Nevada Power Corporation and thermal energy (heat) to an adjacent gypsum wallboard plant. The cogeneration plant uses an eight-acre double-lined evaporation pond to contain all process waters discharged from the generation facility. Water from the discharge stream to the evaporation pond is also provided to neighboring mineral processing facilities for dust control purposes. Monitoring and reporting of the evaporation pond parameters is required to ensure that the pond containment systems are maintained in a zero-discharge condition. The Division has made the tentative determination to (renew) the proposed zero-discharge permit for a period of five (5) years.

Persons wishing to comment upon or object to the proposed determinations by the Administrator regarding permit issuance, or request a hearing pursuant to the Nevada Administrative Code, Water Pollution Control, should submit their comments or request, in writing, within thirty (30) days of the date of newspaper publication, hand-delivered or postmarked no later than 5:00 P.M. on December 5, 2007, either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
901 S. Stewart Street, Suite 4001
Carson City, NV 89701-5249

Comments and/or hearing requests received via facsimile or e-mail before 5:00 P.M. December 5, 2007 will also be accepted. All requests for hearings must indicate the interest of the person filing the request and the reason(s) why a hearing is warranted. All comments or objections received within the thirty (30) day comment period will be considered in the formulation of final determinations regarding the

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application. If written comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. The public notice of such hearings will be issued not less than thirty (30) days prior to the public hearing date.

If no hearing is held and the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The application, proposed permit, comments received, and other information are on file and may be copied or copies may be obtained by writing to the above address or by contacting Janine Hartley, Bureau of Water Pollution Control at (775) 687-9458, or at jhartley@ndep.nv.gov. The office facsimile number is (775) 687-4684. This notice and the Fact Sheet for this facility are also available on the NDEP website at www.ndep.nv.gov/admin/public.htm.

Please bring the foregoing notice to the attention of all persons whom you know would be interested in this matter.